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LEGISLATIVE ACTION

Senate	.	House
Comm: WD	.	
03/06/2017	.	
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The Committee on Banking and Insurance (Farmer) recommended the following:

Senate Amendment (with directory amendment)

Delete lines 338 - 358

and insert:

including third-party claims;and all claims against the insurer for liability for bodily injury or for injury to or destruction of tangible property which claims are not under policies;and all claims of a guaranty association or foreign guaranty association;all claims related to a patient's healthcare coverage by physicians, hospitals, and other providers of a



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11 health insurer or health maintenance organization; all claims of
12 residents arising out of a continuing care contract under
13 chapter 651; and all claims against the insurer for punitive
14 damages, bad faith, wrongful settlement practices, or excess
15 claims. All claims under life insurance and annuity policies,
16 whether for death proceeds, annuity proceeds, or investment
17 values, shall be treated as loss claims. That portion of any
18 loss, indemnification for which is provided by other benefits or
19 advantages recovered by the claimant, may not be included in
20 this class, other than benefits or advantages recovered or
21 recoverable in discharge of familial obligations of support or
22 by way of succession at death or as proceeds of life insurance,
23 or as gratuities. No payment by an employer to her or his
24 employee may be treated as a gratuity.

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26 ===== D I R E C T O R Y C L A U S E A M E N D M E N T =====

27 And the directory clause is amended as follows:

28 Delete line 318

29 and insert:

30 Section 11. Paragraphs (a), (b), and (j) of subsection